

**UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF MASSACHUSETTS**

---

WILLOW MIDWIFE CENTER FOR )  
BIRTH AND WELLNESS AZ, LLC, and )  
WILLOW MIDWIFE CENTER FOR )  
BIRTH AND WELLNESS AZ CENTRAL, )  
LLC, ) Case No. 3:24-cv-30150  
)  
Plaintiffs, )  
v. )  
)  
INNOVATION BILLING SERVICE, INC., )  
REVASCENT, LLC and MEDICAL )  
PRACTICE MANAGEMENT & )  
CONSULTING, LLC, )  
)  
Defendants. )  
)

---

**DEFENDANT REVASCENT, LLC'S RULE 12(b)(6) MOTION TO DISMISS  
COUNTS II AND III OF FIRST AMENDED COMPLAINT**

NOW COMES Defendant Revascent, LLC (“Revascent”), by and through counsel, McAngus Goudelock & Courie, LLC, and for its Rule 12(b)(6) Motion to Dismiss Counts II and III of Plaintiffs Willow Midwife Center for Birth and Wellness AZ, LLC and Willow Midwife Center for Birth and Wellness AZ Central, LLC’s (collectively, “Willow”) First Amended Complaint, states as follows:

For the reasons more fully set forth in the accompanying Memorandum in Support of Defendant Revascent, LLC's Rule 12(b)(6) Motion to Dismiss Counts II and III of First Amended Complaint, Counts II and III should be dismissed for failure to state legally cognizable claims. More specifically, Count II fails to meet the requirements for a claim under M.G.L.A. 93A §§ 2, 11; and Count III fails to meet the heightened pleading standard of Fed. R. Civ. P. 9(b). As such, this Court should dismiss Counts II and III pursuant to Rule 12(b)(6).

Respectfully submitted,  
REVASCENT, LLC  
By its attorney,

/s/ John G. O'Neill

---

John G. O'Neill (BBO NO. 630272)  
MCANGUS, GOODELOCK & COURIE, LLC  
53 State Street, Suite 1305  
Boston, MA 02109  
(617) 830-7439  
*john.oneill@mgclaw.com*

Deirdre A. Close (*pro hac vice*)  
CROKE FAIRCHILD DUARTE & BERES, LLC  
191 N. Wacker Drive, 31<sup>st</sup> Floor  
Chicago IL, 60606  
(312) 402-5943  
*dclose@crokefairchild.com*

**CERTIFICATE OF SERVICE**

I hereby certify that I electronically filed this document with the Clerk of the United States District Court for the District of Massachusetts on this 4<sup>th</sup> day of April 2025 by using the CM/ECF system, with service made on all parties to this Action through their registration in the CM/ECF system.

*Attorney for Plaintiffs*

Willow Midwife Center For Birth and Wellness AZ, LLC  
and Willow Midwife Center for Birth and Wellness AZ Central, LLC  
Christina S. Marshall (BBO #688348)  
Austin P. Anderson (BBO # 696414)  
Jared D. Kadich (BBO # 707339)  
ANDERSON & KREIGER, LLP  
50 Milk Street, 21st Floor  
Boston, MA 02109  
(617) 621-6500  
[cmarshall@andersonkreiger.com](mailto:cmarshall@andersonkreiger.com)  
[aanderson@andersonkreiger.com](mailto:aanderson@andersonkreiger.com)  
[jkadich@andersonkreiger.com](mailto:jkadich@andersonkreiger.com)

*Attorney for Innovation Billing Service, Inc.*

Gerald S. Frim  
Klevan Law Office, PC  
1340 Centre Street, Suite 103  
Newton Centre, MA 02459  
Tel.: (617)244-9000  
Mobile: (857)234-0725  
[gfrim@klevanlaw.com](mailto:gfrim@klevanlaw.com)

/s/ John G. O'Neill

John G. O'Neill